

**COMBINED DECLARATION AND POWER OF ATTORNEY**

ATTORNEY DOCKET NO

As a below named inventor, I/we hereby declare that:

My/our residence, post office address and citizenship are as stated below next to my/our name. I/we believe I am/we are the original, first and sole/joint inventor/s of the subject matter which is claimed and for which a patent is sought on the invention entitled

**ACTIVE SUBSTANCE COMBINATION BASED ON TRIFLUOROBUTINYL COMPOUNDS AND EXHIBITING NEMATICIDAL AND INSECTICIDAL PROPERTIES**

the specification of which is attached hereto,

or was filed on **April 20, 2004**

as a PCT Application Serial No. **PCT/EP2004/004167**

I/we hereby state that I/we have reviewed and understand the contents of the above-identified specification, including the claims.

I/we acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I/we hereby claim priority benefits under Title 35, United States Code, §119 and § 119(e)(1) of any foreign and/or U.S. provisional application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

**103 19 590.4**  
(Number)

**Germany**  
(Country)

**May 2, 2003**  
(Month/Day/Year Filed)

I/we hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I/we acknowledge the duty to disclose the material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)

(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)

I/we hereby declare that all statements made herein of my/our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**BCS 02 3009-US**

**Power of Attorney: As a named inventor, I hereby appoint:**

**Practitioners associated with the Costumer Number 26111**

**as my/our attorney(s) and/or agent(s) to prosecute this application and  
transact all business in the Patent and Trademark Office  
connected therewith:**

**The undersigned hereby authorizes the U.S. attorney or agent named herein  
to accept and follow instructions from the Assignee of this application as  
to any action to be taken in the United States Patent and Trademark Office  
regarding this application without direct communication between the U.S.  
attorney or agent and the undersigned.**

**Send Correspondence to:**

**STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.**

**1100 New York Avenue, N. W.**

**Washington, D. C. 20005-3934**

**DIRECT TELEPHONE CALLS TO: (202)371-2600**

FULL NAME OF SOLE OR FIRST INVENTOR Wolfram Andersch	INVENTOR'S SIGNATURE 	DATE 06/11/2005
RESIDENCE 51469 Bergisch Gladbach, Germany	CITIZENSHIP German	
POST OFFICE ADDRESS c/o Bayer CropScience AG, Alfred-Nobel-Str. 50, 40789 Monheim, Germany		
FULL NAME OF SECOND INVENTOR Anton Kraus	INVENTOR'S SIGNATURE 	DATE 26-10-05
RESIDENCE 42799 Leichlingen, Germany	CITIZENSHIP German	
POST OFFICE ADDRESS c/o Bayer CropScience AG, Alfred-Nobel-Str. 50, 40789 Monheim, Germany		
FULL NAME OF THIRD INVENTOR Koichi Ishikawa	INVENTOR'S SIGNATURE 	DATE 05-12-05
RESIDENCE Tochigi 323-0820, Japan	CITIZENSHIP Japanese	
POST OFFICE ADDRESS 5-5-1, Ekiminami-cho, Oyama-shi, Tochigi 323-0820, Japan		
FULL NAME OF FOURTH INVENTOR	INVENTOR'S SIGNATURE	DATE
RESIDENCE ,	CITIZENSHIP	
POST OFFICE ADDRESS ,		
FULL NAME OF FIFTH INVENTOR	INVENTOR'S SIGNATURE	DATE
RESIDENCE ,	CITIZENSHIP	
POST OFFICE ADDRESS ,		
FULL NAME OF SIXTH INVENTOR	INVENTOR'S SIGNATURE	DATE
RESIDENCE ,	CITIZENSHIP	
POST OFFICE ADDRESS ,		
FULL NAME OF SEVENTH INVENTOR	INVENTOR'S SIGNATURE	DATE
RESIDENCE ,	CITIZENSHIP	
POST OFFICE ADDRESS ,		

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I hereby revoke all previous powers of attorney given in the application identified in the attached statement under 37 CFR 3.73(b).

I hereby appoint

 Practitioners associated with the Customer Number:

26111

OR

 Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number		Name	Registration Number

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

Please change the correspondence address for the application identified in the attached statement under 37 CFR 3.73(b) to:

The address associated with Customer Number:

26111

OR

<input type="checkbox"/>	Firm or Individual Name			
Address				
City			State	Zip
Country				
Telephone				

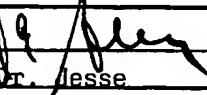
Assignee Name and Address:

Bayer CropScience AG, Alfred-Nobel-Str. 50, D-40789 Monheim, Germany

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

## SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Signature		Date	31. Mai 2006
Name	Dr. Bader	Telephone	
Title	Secretary	Secretary	

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**STATEMENT UNDER 37 CFR 3.73(b)** 2400.0060000/JMC/VLC/BLSApplicant/Patent Owner: Wolfram ANDERSCH, Anton KRAUS and Koichi ISHIKAWAApplication No./Patent No.: 10/555,105 Filed/Issue Date: Int'l Filing Date: April 20, 2004Entitled: Active Substance Combination Based on Trifluorobutinyl Compounds and Exhibiting Nematicidal and Insecticidal PropertiesBayer CropScience AG, a corporation

(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1.  the assignee of the entire right, title, and interest; or
2.  an assignee of less than the entire right, title and interest  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %)

in the patent application/patent identified above by virtue of either:

A.  An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

B.  A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

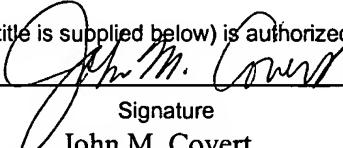
1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

Additional documents in the chain of title are listed on a supplemental sheet.

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.



December 12, 2006

Signature

Date

John M. Covert

202-371-2600

Printed or Typed Name

Telephone Number

Authorized Agent

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

# Assignment

DO NOT FORWARD  
TO ASSIGNMENT BRANCH  
NOT FOR RECORDATION

For valuable consideration, the receipt and adequacy of which is hereby acknowledged,

I/We

1)Wolfram Andersch 2)Anton Kraus 3)Koichi Ishikawa

1),2)c/o Bayer CropScience AG, Alfred-Nobel-Str. 50, 40789 Monheim, Germany  
3)5-5-1, Ekiminami-cho, Oyama-shi, Tochigi 323-0820, Japan

hereby sell, assign, and transfer unto Bayer CropScience AG a corporation of Germany located at Alfred-Nobel-Str. 50, 40789 Monheim, Germany the entire right, title, and interest in and to my/our application for Letters Patent of the United States, executed concurrently herewith, entitled

## ACTIVE SUBSTANCE COMBINATION BASED ON TRIFLUOROBUTINYL COMPOUNDS AND EXHIBITING NEMATICIDAL AND INSECTICIDAL PROPERTIES

Filed: April 20, 2004

PCT-Serial No.: PCT/EP2004/004167

and my/our entire right, title, and interest in and to all my/our inventions, whether joint or sole, disclosed in said application for Letters Patent, and in and to all divisional or continuation applications that may be filed for United States Letters Patent for any of said inventions, and in and to all patents that may be granted on the foregoing applications, and I/we hereby agree, whenever requested, to communicate to said assignee, its successors and assigns, any facts known to my/us respecting said inventions and to execute all applications or papers necessary to obtain and maintain proper patent protection on said inventions in the United States.

Date/Datum

Inventor(s)/Erfinder

18.11.2005

1. Wolfram Andersch

26-10-05

2. Anton Kraus

05.12.05

3. Koichi Ishikawa

DO NOT FORWARD  
TO ASSIGNMENT BRANCH  
NOT FOR RECORDATION